



ORIGINAL
Arizona Department of Transportation
Intermodal Transportation Center
206 South Seventeenth Avenue Phoenix, Arizona 85007



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Jane Dee Hull
Governor

Victor M.
Mendez
Director

June 10, 2004

Dick Wright
State Engineer

Mr. Marc E. Stern
Administrative Law Judge
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

RE: TRACS No. 010 PM 242 H6323 01C
Project No. STP-010-D(010)A
RAIL/HIGHWAY SAFETY PROGRAM
I-10 Frontage Roads @ MP 242
Union Pacific Railroad Company
AAR/DOT No: 741-091-D & 741-089-C
Agreement No. 1532-91-SPTC
ADOT Accounting No. 1532BG03
ACC Docket No. RR-03639A-04-0379

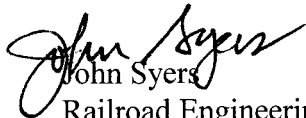
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2004 JUN 17 P 3:44
AZ CORP COMMISSION
DOCUMENT CONTROL

Dear Mr. Stern:

In accordance with the requirements of the Procedural Order relating to the subject project, we have sent a copy of the Order to the Railroad Company.

Enclosed is a copy of the transmittal letter.

Sincerely,



John Syers

Railroad Engineering Coordinator
Utility & Railroad Engineering Section
205 S. 17th Avenue, MD 618E
Phoenix, AZ 85007
(602) 712-8694

encl.

Arizona Corporation Commission
DOCKETED

JUN 17 2004

DOCKETED BY	
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Janet Napolitano
Governor

Victor M. Mendez
Director

Arizona Department of Transportation

Office of the Director

206 South Seventeenth Avenue Phoenix, Arizona 85007-3713

June 10, 2004

Debra R. Brisk
Deputy Director

Mr. James H. Smith
Manager Industry & Public Projects
Union Pacific Railroad Company
10031 Foothills Boulevard
Roseville, California 95747

Certified Mail Number
7002 3150 0003 9223 4900

AZ CORP COMMISSION
DOCUMENT CONTROL

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RE: TRACS No. 010 PM 242 H6323 01C
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Agreement No. 1532-91-SPTC
ADOT Accounting No. 1532BG03
ACC Docket No. RR-03639A-04-0379

Dear Mr. Smith:

In accordance with the requirements of the Procedural Order of the Arizona Corporation Commission, we are enclosing for your information a copy of our request for an Opinion and Order and a copy of the Corporation Commission's Procedural Order. This will serve as your notice of a scheduled hearing with respect to the subject project.

Sincerely,

John Syers, Railroad Engineering Coordinator
Utility & Railroad Engineering Section
205 South 17th Ave, RM 357, MD 618E
Phoenix, AZ 85007-3212
(602) 712-7541

encl.

cc: ACC





Janet Napolitano
Governor

Victor M. Mendez
Director

Arizona Department of Transportation

Office of the Director

206 South Seventeenth Avenue Phoenix, Arizona 85007-3713

May 13, 2004

Debra R. Brisk
Deputy Director

Railroad Safety Supervisor
Arizona Corporation Commission
1210 West Washington
Phoenix, Arizona 85007

RE: TRACS No. 010 PM 242 H6323 01C
Project No. STP-010-D(010)A
RAIL/HIGHWAY SAFETY PROGRAM
I-10 Frontage Roads @ MP 242
Union Pacific Railroad Company
AAR/DOT No: 741-091-D & 741-089-C

Dear Mr. Thompson:

Please furnish our office with an Opinion and Order to cover the installation of Signals described in the subject agreement. An agreement covering the work has been signed by the Railroad Company. A copy is attached for your information and files.

After we receive the Opinion and Order, we will send you a copy of our letter authorizing the Railroad to proceed with the work.

Sincerely,

John Syers, Railroad Engineering Coordinator
Utility & Railroad Engineering Section
205 South 17th Ave, RM 357, MD 618E
Phoenix, AZ 85007-3212
(602) 712-7541

Attachment



BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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MARC SPITZER, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON
KRISTINE K. MAYES

JUN 07 2004

AZ CORP COMMISSION
DOCUMENT CONTROL

UTILITY & RAILROAD
ENGINEERING SVCS.

IN THE MATTER OF THE APPLICATION OF
THE ARIZONA DEPARTMENT OF
TRANSPORTATION TO UPGRADE A
CROSSING OF THE UNION PACIFIC
RAILROAD AT I-10 FRONTAGE ROADS AT
M.P. 242, IN THE TOWN OF MARANA, PIMA
COUNTY, ARIZONA, AAR/DOT NO. 741-091-D
AND 741-089-C.

DOCKET NO. RR-03639A-04-0379

PROCEDURAL ORDER

BY THE COMMISSION:

On May 20, 2004, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Union Pacific Railroad ("Railroad") to upgrade a crossing at the I-10 Frontage Roads at M.P. 242 in Marana, Arizona at AAR/DOT No. 741-091-D and 741-089-C.

IT IS THEREFORE ORDERED that the request of the Arizona Department of Transportation shall be considered an application for the Railroad to construct a new public railroad crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

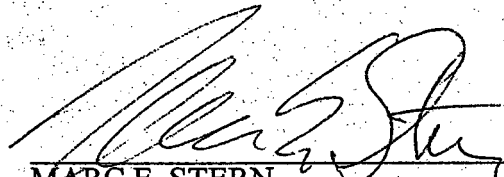
IT IS FURTHER ORDERED that the hearing on the application shall be held on June 24, 2004 at 2:00 p.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the Arizona Department of Transportation shall provide the Railroad and the Town of Marana and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

...

IT IS FURTHER ORDERED that the ARIZONA DEPARTMENT OF TRANSPORTATION SHALL FILE WITH THE COMMISSION'S DOCKET CONTROL AN ORIGINAL AND THIRTEEN (13) COPIES OF PROOF OF COMPLIANCE with this Procedural Order concurrently with the mailing of notice ordered herein.

DATED this 3rd day of June, 2004


MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 3 day of June, 2004 to:

John Syers
Railroad Engineering Coordinator
Arizona Department of Transportation
205 S. 17th Avenue, Mail Drop 618E
Phoenix, AZ 85007

David Gibson
Arizona Department of Transportation
Traffic Records Section
206 S. 17th Avenue, Mail Drop 064R
Phoenix, AZ 85007

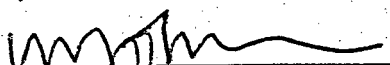
Freddy Chung
UNION PACIFIC RAILROAD COMPANY
19100 Slover Avenue
Bloomington, California 92316

Christopher Kempley, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Ernest Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

ARIZONA REPORTING SERVICE, INC.
2627 North Third Street, Ste. Three
Phoenix, AZ 85004-1103

By:


Molly Johnson
Secretary to Marc Stern